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Attorneys for Defendants

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

SIERRA CLUB, <i>et al.</i> ,	)	Case No.: C-08-00956-JL
	)	
Plaintiffs,	)	NOTICE OF NEED FOR ADR PHONE
	)	CONFERENCE
v.	)	
	)	
STEPHEN L. JOHNSON, in his official	)	
capacity as Administrator of the	)	
United States Environmental	)	
Protection Agency,	)	
	)	
Defendant	)	
	)	

Counsel for all parties jointly report that they have met and conferred regarding ADR. Counsel have not reached an agreement to an ADR process; they agree that this case is not amenable to ADR and should be exempted from the ADR program pursuant to ADR L.R. 3-5(g)(3). The Initial Case Management

1 Conference is scheduled for September 24, 2008.

2 The parties intend to jointly present their request for an exemption  
3 from the ADR program at the ADR phone conference. The following counsel will  
4 participate in the ADR phone conference:

5 Dated: September 2, 2008

6 \_\_\_\_\_/s/\_\_\_\_\_  
7 LESLIE M. HILL (D.C. Bar No. 476008)  
8 U.S. Department of Justice  
9 Environment & Natural Resources  
10 Division  
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*Attorney for Defendant*

12 Dated: September 2, 2008

13 \_\_\_\_\_/s/\_\_\_\_\_  
14 Mae C. Wu (Cal. Bar No. 216086)  
15 Aaron Colangelo  
16 Natural Resources Defense Council  
17 1200 New York Avenue, N.W. Suite 400  
18 Washington, D.C. 20005

*Attorneys for Plaintiff Natural  
Resources Defense Council*

17 Dated: September 2, 2008

18 \_\_\_\_\_/s/\_\_\_\_\_  
19 Thomas Neltner  
20 1701 Tilton Dr.  
21 Silver Spring, MD 20902

*Attorney for Plaintiffs Sierra Club  
and the Alliance for Health Homes*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 2, 2008, the foregoing **NOTICE OF NEED FOR ADR PHONE CONFERENCE** was filed electronically. Pursuant to Local Rule 5-5 and General Order No. 45, a Notice of Electronic Filing will be sent to the following parties by operation of the Court's electronic filing system:

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